## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

KAPRI DRAYTON. : No. 1:23-CV-1308

Plaintiff :

(Judge Munley)

**V.** 

:

AMANDA MCINTYRE, et al.,

Defendants

## **ORDER**

AND NOW, in accordance with the accompanying Memorandum, IT IS

## ORDERED THAT:

- 1. Defendant's motion to dismiss (Doc. 17) pursuant to Federal Rule of Civil Procedure 12(b)(6) is **GRANTED**.
- 2. Plaintiff Kapri Drayton's Eighth Amendment conditions-of-confinement claim against defendant Lieutenant J. Foura is **DISMISSED** with prejudice for failure to state a claim upon which relief may be granted.
- 3. The Clerk of Court is directed to CLOSE this case.

Date:

BY THE COURT:

JUDGE JULIA K. MUNLEY United States District Court